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SENATE BILL 6451

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State of Washington                      52nd Legislature                      1992 Regular Session

By Senators von Reichbauer, Vognild and Rasmussen

Read first time 01/31/92.      Referred to Committee on Financial  
Institutions & Insurance.

1            AN ACT Relating to insurance coverage; and adding new sections to  
2 chapter 19.72 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            NEW SECTION.    **Sec. 1.** A new section is added to chapter 19.72 RCW  
5 to read as follows:

6            (1) Except under RCW 19.72.109, bond means any form of surety  
7 insurance as defined in RCW 48.11.080. A bond may not provide any  
8 other type of insurance coverage defined in chapter 48.11 RCW.  
9 Language in any statute, ordinance, contract, or bond to the contrary  
10 is void.

11            (2) A bond shall not be liable for damages based upon or arising  
12 out of any:

13            (a) Tortious injury, including death, to:

14            (i) Any person; or

1           (ii) Any real or personal property; or

2           (b) Failure to have any or adequate insurance coverage, even if  
3 liability under (a) or (b) of this subsection is imposed on the  
4 surety's principal or the surety by contract, bond, strict liability,  
5 ordinance, statute, or common law.

6           NEW SECTION.   **Sec. 2.** A new section is added to chapter 19.72 RCW  
7 to read as follows:

8           This chapter applies to all sureties, regardless of whether the  
9 sureties are compensated or uncompensated.